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AUG 03 2004

Attorney Docket No. 1067.1E

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Donal M. Besemer, et al

Examiner: David A. Redding

Serial No: 10/619,224

Art Unit No.: 1744

Filing Date: July 12, 2003

Title: Bioarray Chip Reaction
Apparatus and Its Manufacture**OFFICIAL**

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

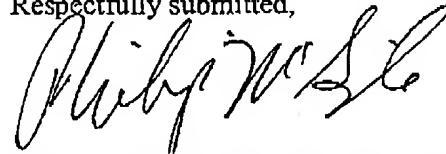
In response to the July 21, 2004 Restriction Requirement, the Examiner is requiring an election between the following group of claims:

- I. Claims 28, 30, 34, 35, 37, 38, 42, 44, 46, 48, 49, 51, 54, 93-106, drawn to an apparatus, classified in class 435, subclass 283.1.
- II. Claims 66-70, 73-78, drawn to a method, classified in class 435, subclass 68.1.

Applicants hereby affirm the election with traverse of the invention of Group II, claims 66-70, 73-78. This election was first made during a telephone conversation with Philip L. McGarrigle. Applicants reserve the right to re-present non-elected claims in a divisional, or other related application.

Applicants believe that no fee is due with the submission of this document. However, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account 01-0431.

Respectfully submitted,



Philip L. McGarrigle Reg. No.: 31,395

Date: August 3, 2004

Customer No.: 22886